

FILED: NEW YORK COUNTY CLERK 01/07/2016 04:21 PM

INDEX NO. 650075/2016

NYSCEF DOC. NO. 3

RECEIVED NYSCEF: 01/07/2016

EXHIBIT "B"

PRINTED BY TurboSwift AT: 2013.01.21 11:11:11
***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

SP--

*** END OF MESSAGE ***

FOR: AUSTECEQX100

T5

ms-

MOR:
MUR:

| NEW YORK, NY | Input | Output | ACK | NAK | DUP | AUTH |
|--------------|-------|--------|------|------|------|------|
| Time | Time | Flag | Code | Flag | Code | |
| 1902 | | 0 | | | | SP-- |

4: MESSAGE
20: Sender's Reference.

TRN: 1301
:23B: Bank Operation Code 0000

32A: Value Date, Currency, Amount
150112
USD
1'424'638,06

Customer
Line: 1

7611...
FETAR S.A.

FEMAR S.A.
RUC: [REDACTED] 6001 AD:EDIF QUEZADA
AV MACHALA 904 Y 9OCTUBRE
GUAYAQUIL - ECUADOR

:57A: Account With Institution.

Optional Account Line: 2838
Identifier Code: HSBCHKHHHKKH

HSBCHKHHHKH
HONGKONG AND SHANGHAI BANKING CORPO
1 QUEEN'S ROAD CENTRAL
(ALL HK OFFICES AND HEAD OFFICE)
HONG KONG

:59: Beneficiary Customer

Optional Account Line: / [REDACTED] 2838

Name & Address:

REGAL PROSPER TRADING LIMITED
32 TSIM SAH TSUI, SHARON STREET
HONG KONG, CHINA

:70: Remittance Information

```

:70:      Remi
Free Format:

```

/REC/ CANCELACION FACT 20152Q030
//REC// LIQ 38526544 FACT 2015B33

:71A: Details of Charges
OU

```
5:      TRAILER
CHK:    Checksum
```

357F6BAEB38C

***** END OF MESSAGE *****

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

11-11-11
CD-11

*** END OF MESSAGE ***

PRINTED BY Turboswift AT: 2015.01.21 19:09:07 FOR: AUSTECEQX100

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER

Message Type: F 103 Sent/Received: PNBUS3NXNYC
 Direction: Input WELLS FARGO BANK, N.A.
 Priority: Normal 375 PARK AVENUE
 Session: 8127 NY 4080
 Sequence: 339351 NEW YORK, NY

MIR: 150113AUSTECEQA1008127339351

MOR:

MUR:

| Input Time | Output Time | ACK Flag | NAK Code | DUP Flag | AUTH Code |
|------------|-------------|----------|----------|----------|-----------|
| 2116 | | 0 | | | SP-- |

NOTE:

1: MESSAGE HEADER
 F01AUSTECEQX100
 2: APPLICATION HEADER
 I103PNBPUS3NXNYCN
 4: MESSAGE TEXT
 :20: Sender's Reference
 TRN: CAMGYE1501132050
 :23B: Bank Operation Code
 CRED
 :32A: Value Date, Currency Code, Interbank Settled Amount
 Value Date: 150113
 Currency Code: USD
 Settled Amount: 663'297,31
 :50K: Ordering Customer
 Optional Account Line: / 2980
 Name & Address: ECONOTRANS ECUADOR S.A.
 RUC: 6001 AD; SAMBORONDON
 BUSINESS KM 1.5 VIA LA PUNTILLA
 GUAYAQUIL - ECUADOR
 :57A: Account With Institution
 Optional Account Line: / 2838
 Identifier Code: HSBCHKRHHKH
 HONGKONG AND SHANGHAI BANKING CORPO
 1 QUEEN'S ROAD CENTRAL
 (ALL HK OFFICES AND HEAD OFFICE)
 HONG KONG
 :59: Beneficiary Customer
 Optional Account Line: / 2838
 Name & Address: REGAL PROSPER TRADING LIMITED
 32 TSIM SAH TSUI, SHARON STREET
 HONG KONG, CHINA
 :70: Remittance Information
 Free Format: /REC/ CANC. FACT 20153Q128
 //REC// LIQ 395644333 FACT 20154B13
 :71A: Details of Charges
 OUR
 5: TRAILER
 CHK: Checksum 09B4A20661DC

**** END OF MESSAGE ****

5
 PRINTED BY TurboSwift AT: 2015.01.21 19:46:36 FOR: AUSTECEQX100

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER
 Message Type: F 103 Sent/Received: PNBUS3NXNYC
 Direction: Input WELLS FARGO BANK, N.A.
 Priority: Normal 375 PARK AVENUE
 Session: 8127 NY 4080
 Sequence: 339352 NEW YORK, NY

| Input Time | Output Time | ACK Flag | NAK Code | DUP Flag | AUTH Code |
|------------|-------------|----------|----------|----------|-----------|
| 2238 | | 0 | | | SP-- |

MIR: 150113AUSTECEQA1008127339352
 MOR:
 MUR:

NOTE:

1: MESSAGE HEADER
 F01AUSTECEQX100
 2: APPLICATION HEADER
 I103PNBPUS3NXNYCN
 4: MESSAGE TEXT
 :20: Sender's Reference
 TRN: CAMGYE1501132053
 :23B: Bank Operation Code
 CRED
 :32A: Value Date, Currency Code, Interbank Settled Amount
 Value Date: 150113
 Currency Code: USD
 Settled Amount: 96!325,23
 :50K: Ordering Customer
 Optional Account Line: [REDACTED] 2980
 Name & Address: ECONOTRANS ECUADOR S.A.
 RUC: [REDACTED] 6001 AD: SAMBORONDON
 BUSINESS KM 1.5 VIA LA PUNTILLA
 GUAYAQUIL - ECUADOR
 :57A: Account With Institution
 Optional Account Line:
 Identifier Code: CHASUS33XXX
 JPMORGAN CHASE BANK, N.A.
 4 NEW YORK PLAZA
 FLOOR 15
 NEW YORK, NY
 :59: Beneficiary Customer
 Optional Account Line: [REDACTED] 0491
 Name & Address: NECTALI MARTINEZ HERNANDEZ
 184 SEMINOLE LAKES DR
 WEST PALM BEACH, FL 33411
 FL, USA
 :70: Remittance Information
 Free Format: /PAYMENT CHARGE REF-3251263
 :71A: Details of Charges
 OUR
 5: TRAILER
 CHK: Checksum 181900619ACA

***** END OF MESSAGE *****

7
PRINTED BY TurboSwift AT: 2015.01.21 19:07:44

FOR: AUSTECEQX100

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER

Message Type: F 103 Sent/Received: PNBPU33NXNYC

Direction: Input

WELLS FARGO BANK, N.A.

Priority: Normal

375 PARK AVENUE

Session: 8130

NY 4080

Sequence: 339527

NEW YORK, NY

MIR: 150115AUSTECEQA1008130339527

MOR:

MUR:

| Input | Output | ACK | NAK | DUP | AUTH |
|-------|--------|------|------|------|------|
| Time | Time | Flag | Code | Flag | Code |
| 0001 | | 0 | | | SP-- |

NOTE:

1: MESSAGE HEADER

FOIAUSTECEQX100

2: APPLICATION HEADER

I103PNBPUS33NXNYC

4: MESSAGE TEXT

:20: Sender's Reference

TRN: 1501142514368542

:23B: Bank Operation Code

CRED

:23E: Instruction Code

Code: SDVA

Description:

:32A: Value Date, Currency Code, Interbank Settled Amount

Value Date: 150114

Currency Code: USD

Settled Amount: 1'485'230,89

:50K: Ordering Customer

Optional Account Line: /06631

Name & Address: AUDIOVISION ELECTRONICA AUDIOLEC

S.A. RUC 0001 KM. 4 VIA

DURAN TAMBO

GUAYAQUIL - ECUADOR

:57A: Account With Institution

Optional Account Line: /2838

Identifier Code: HSBCHKHHHKH

HONGKONG AND SHANGHAI BANKING CORPO

1 QUEEN'S ROAD CENTRAL

(ALL HK OFFICES AND HEAD OFFICE)

HONG KONG

:59: Beneficiary Customer

Optional Account Line: /2838

Name & Address: REGAL PROSPER TRADING LIMITED

32 TSIM SAH TSUI, SHARON STREET

HONG KONG, CHINA

:70: Remittance Information

Free Format: REF: CANCELACION FACTURA 1062746881

:71A: Details of Charges

OUR

5: TRAILER

CHK: Checksum

7F10448008EB

**** END OF MESSAGE ****

8
 PRINTED BY TurboSwift AT: 2015.01.21 19:15:22 FOR: AUSTECEQX100

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER
 Message Type: F 103 Sent/Received: PNBPU3NXNYC
 Direction: Input WELLS FARGO BANK, N.A.
 Priority: Normal 375 PARK AVENUE
 Session: 8130 NY 4080
 Sequence: 339526 NEW YORK, NY

| Input Time | Output Time | ACK Flag | NAK Code | DUP Flag | AUTH Code |
|------------|-------------|----------|----------|----------|-----------|
| 2351 | | 0 | | | SP-- |

MIR: 150114AUSTECEQA1008130339526
 MOR:
 MUR:

NOTE:

1: MESSAGE HEADER
 F01AUSTECEQX100
 2: APPLICATION HEADER
 I103PNBPUS3NXNYCN
 4: MESSAGE TEXT
 :20: Sender's Reference
 TRN: 1501141844201458
 :23B: Bank Operation Code
 CRED
 :23E: Instruction Code
 Code: SDVA
 Description:
 :32A: Value Date, Currency Code, Interbank Settled Amount
 Value Date: 150114
 Currency Code: USD
 Settled Amount: 1'375'240,23
 :50K: Ordering Customer
 Optional Account Line: / 976
 Name & Address: CONSTRINDEC S.A. RUC.0992452013001
 CDLA SAUCES IX MZ L 10 SOL 2 PB
 GUAYAQUIL- ECUADOR
 :57A: Account With Institution
 Optional Account Line: / 2838
 Identifier Code: HSBCHKHKKH
 HONGKONG AND SHANGHAI BANKING CORPO
 1 QUEEN'S ROAD CENTRAL
 (ALL HK OFFICES AND HEAD OFFICE)
 HONG KONG
 :59: Beneficiary Customer
 Optional Account Line: / 2838
 Name & Address: REGAL PROSPER TRADING LIMITED
 32 TSIM SAH TSUI, SHARON STREET
 HONG KONG, CHINA
 :70: Remittance Information
 Free Format: /REC/ PAGO ADICION FACT-25213
 //REC// DE MAQUINAS INDUSTRIALES
 :71A: Details of Charges
 OUR
 5: TRAILER
 CHK: Checksum AC40E9844019

***** END OF MESSAGE *****

6
 PRINTED BY TurboSwift AT: 2015.01.21 19:11:24 FOR: AUSTECEQXXXX

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER
 Message Type: F 103 Sent/Received: PNBPU3NXNYC
 Direction: Input WELLS FARGO BANK, N.A.
 Priority: Normal 375 PARK AVENUE
 Session: 8129 NY 4080
 Sequence: 339524 NEW YORK, NY

| Input Time | Output Time | ACK Flag | NAK Code | DUP Flag | AUTH Code |
|------------|-------------|----------|----------|----------|-----------|
| 1906 | | 0 | | ---- | 3P-- |

MIR: 150114AUSTECEQAXXX8129339524
 MOR:
 MUR:

NOTE:

1: MESSAGE HEADER
 F01AUSTECEQXXXX
 2: APPLICATION HEADER
 I103PNBPUS3NXNYCN
 4: MESSAGE TEXT
 :20: Sender's Reference
 TRN: CAMGYE1501144856
 :23B: Bank Operation Code
 CRED
 :32A: Value Date, Currency Code, Interbank Settled Amount
 Value Date: 150114
 Currency Code: USD
 Settled Amount: 1'486'230,22
 :50K: Ordering Customer
 Optional Account Line: / 6631
 Name & Address: AUDIOVISION ELECTRONICA AUDIOLEC
 S.A. RUC 0992559829001 KM. 4 VIA
 DURAN TAMBO
 GUAYAQUIL - ECUADOR
 :57A: Account With Institution
 Optional Account Line:
 Identifier Code: WFBUS6SLAX
 WELLS FARGO NA
 707 WILSHIRE BOULEVARD
 LOS ANGELES, CA
 :59: Beneficiary Customer
 Optional Account Line: / 2591
 Name & Address: JOSE MARIANO CASTILLO
 700 SOUTH FLOWER STREET, SUITE 1100
 LOS ANGELES, CALIFORNIA 90017, EEUU
 :70: Remittance Information
 Free Format: /REF: PAYMENT FACT-INV14-331-100000
 :71A: Details of Charges
 OUR
 5: TRAILER
 CHK: Checksum 461A95770651

**** END OF MESSAGE ****

PRINTED BY Turboswitch AT: 2015.01.21 19:31:55
*** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION ***

MOR:
MUR:

NOTE :

END OF MESSAGE *****

11
 PRINTED BY TurboSwift AT: 2015.02.13 12:16:22 FOR: AUSTECEQX100

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER
 Message Type: F 103 Sent/Received: PNBUS3NXNYC
 Direction: Input WELLS FARGO BANK, N.A.
 Priority: Normal 375 PARK AVENUE
 Session: 8140 NY 4080
 Sequence: 339839 NEW YORK, NY

| Input | Output | ACK | NAK | DUP | AUTH |
|-------|--------|------|------|------|------|
| Time | Time | Flag | Code | Flag | Code |
| 1856 | | 0 | | | SP-- |

MIR: 150116AUSTECEQA1008140339839
 MOR:
 MUR:

NOTE:

1: MESSAGE HEADER
 F01AUSTECEQX100
 2: APPLICATION HEADER
 I103PNBPUS3NXNYCN
 4: MESSAGE TEXT
 :20: Sender's Reference
 TRN: CAMGYE2015011645
 :23B: Bank Operation Code
 CRED
 :23E: Instruction Code
 Code: SDVA
 Description:
 :32A: Value Date, Currency Code, Interbank Settled Amount
 Value Date: 150116
 Currency Code: USD
 Settled Amount: 298'223,15
 :50K: Ordering Customer
 Optional Account Line: / 8287
 Name & Address: INDUSUR INDUSTRIAL DEL SUR S.A.
 :57A: Account With Institution
 Optional Account Line: / 1838
 Identifier Code: HSBCHKHHHKH
 HONGKONG AND SHANGHAI BANKING CORPO
 1 QUEEN'S ROAD CENTRAL
 (ALL HK OFFICES AND HEAD OFFICE)
 HONG KONG
 :59: Beneficiary Customer
 Optional Account Line: / 1838
 Name & Address: UNIT 20508A 25F BANK OF AMERICA T12
 :70: Remittance Information
 Free Format: /PAYMENT CHAR F-TC-21020-G125-001
 MATERIALS
 :71A: Details of Charges
 OUR
 5: TRAILER
 CHK: Checksum 3FF5774D0B04

**** END OF MESSAGE ****

(10)
 PRINTED BY TurboSwift AT: 2015.02.13 12:15:50 FOR: AUSTECEQX100

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER
 Message Type: F 103 Sent/Received: PNBPU3NXNYC
 Direction: Input WELLS FARGO BANK, N.A.
 Priority: Normal 375 PARK AVENUE
 Session: 8141 NY 4080
 Sequence: 339841 NEW YORK, NY

| Input | Output | ACK | NAK | DUP | AUTH |
|-------|--------|------|------|------|------|
| Time | Time | Flag | Code | Flag | Code |
| 2346 | | 0 | | | SP-- |

MIR: 150116AUSTECEQA1008141339841
 MOR:
 MUR:

NOTE:

1: MESSAGE HEADER
 F01AUSTECEQX100
 2: APPLICATION HEADER
 I103PNBPUS3NXNYCN
 4: MESSAGE TEXT
 :20: Sender's Reference
 TRN: CAMGYE1501160052
 :23B: Bank Operation Code
 CRED
 :23E: Instruction Code
 Code: SDVA
 Description:
 :32A: Value Date, Currency Code, Interbank Settled Amount
 Value Date: 150116
 Currency Code: USD
 Settled Amount: 95'731,18
 :50K: Ordering Customer
 Optional Account Line: / 645
 Name & Address: RASLOGEC S.A.RU:0992860677001
 KM 1 5 VIA SAMBORONDON EDIF
 OFFICCE CENTER PISO 3 PH 2097281
 GUAYAQUIL-ECUADOR
 :57A: Account With Institution
 Optional Account Line:
 Identifier Code: HASEHKHHXXX
 HANG SENG BANK LIMITED
 83 DES VOEUX ROAD, CENTRAL
 HONG KONG
 :59: Beneficiary Customer
 Optional Account Line: / 3883
 Name & Address: JGM ASIA TELECOM LIMITED
 ROOM 905 WORKING BERG
 COMMERCIAL BUILDING, 41-47 MARBLE
 ROAD, HONG KONG
 :70: Remittance Information
 Free Format: /PAYMENT -2563
 :71A: Details of Charges
 OUR
 5: TRAILER
 CHK: Checksum 473985B66EA1

**** END OF MESSAGE ****

12
 PRINTED BY TurboSwift AT: 2015.02.13 12:17:16 FOR: AUSTECEQXXXX

***** CAUTION *** COPY COPY COPY COPY COPY COPY COPY COPY COPY COPY *** CAUTION *****

Message Name: SINGLE CUSTOMER CREDIT TRANSFER
 Message Type: F 103 Sent/Received: PNBPU3NXNYC
 Direction: Input WELLS FARGO BANK, N.A.
 Priority: Normal 375 PARK AVENUE
 Session: 8159 NY 4080
 Sequence: 340186 NEW YORK, NY

| Input | Output | ACK | NAK | DUP | AUTH |
|-------|--------|------|------|------|------|
| Time | Time | Flag | Code | Flag | Code |
| 1956 | | 0 | | | SP-- |

MIR: 150120AUSTECEQAXXX8159340186
 MOR:
 MUR:

NOTE:

1: MESSAGE HEADER
 F01AUSTECEQXXXX
 2: APPLICATION HEADER
 I103PNBPUS3NXNYCN
 4: MESSAGE TEXT
 :20: Sender's Reference
 TRN: GYE2015012015263
 :23B: Bank Operation Code
 CRED
 :23E: Instruction Code
 Code: SDVA
 Description:
 :32A: Value Date, Currency Code, Interbank Settled Amount
 Value Date: 150120
 Currency Code: USD
 Settled Amount: 1'968'230,25
 :50K: Ordering Customer
 Optional Account Line: / [REDACTED] 5312
 Name & Address: COMERCIALIZADORA AUTOLINE SA
 RUC.1891706630001
 AV ELOY ALFARO S/N Y ALFONSO
 ALTAMIRANO FRENTE AL TERMINAL DE CA
 :57A: Account With Institution
 Optional Account Line: / [REDACTED] 9838
 Identifier Code: HSBCHKHKKH
 HONGKONG AND SHANGHAI BANKING CORPO
 1 QUEEN'S ROAD CENTRAL
 (ALL HK OFFICES AND HEAD OFFICE)
 HONG KONG
 :59: Beneficiary Customer
 Optional Account Line: / [REDACTED] 9838
 Name & Address: JIUSHUN GROUP CO., LIMITED
 HONG KONG
 :70: Remittance Information
 Free Format: REF:CANCELACION F./001-00021523-
 P/128/15
 :71A: Details of Charges
 OUR
 5: TRAILER
 CHK: Checksum E2C9FBBC79A8

***** END OF MESSAGE *****

FILED: NEW YORK COUNTY CLERK 01/07/2016 04:21 PM

INDEX NO. 650075/2016

NYSCEF DOC. NO. 4

RECEIVED NYSCEF: 01/07/2016

EXHIBIT "C"

**BANCO DEL AUSTRO**

www.bancodelaustro.com
 Matriz Cuenca
 Sucre y Borrero esq.
 Tel.: (593 7) 2842511
 Télex: 048560
 Fax: (593 7) 2831067
 Casilla 01.01.0167
 Cable BANAUS

April 7, 2015

WELLS FARGO BANK

Attention: Mery Bonsly E. Brock, CFE - Financial Crime Manager

On January 21, 2015, Banco del Austro reported that unauthorized debits from the account maintained at Wells Fargo Bank were made, those were determined to be fraudulent transactions. Complying with the respective formalities, Banco del Austro issued fraud alerts through Swift for all and each of the 12 unauthorized transfers which are detailed below:

| DATE | SENDER | AMOUNT | BENEFICIARY | BENEFICIARY BANK | CITY |
|--------------|--------------------|----------------------|-------------------------------|------------------|-------------|
| 1/12/2015 | MARINA BREEZE | 986,256.88 | MESTEK TRADING CORPORATION | HSBC | HONG KONG |
| 1/12/2015 | FEWARR | 1,424,638.06 | REGAL PROSPER TRADING LIMITED | HSBC | HONG KONG |
| 1/13/2015 | CONSTRINDEC S.A. | 1,236,578.45 | REGAL PROSPER TRADING LIMITED | HSBC | HONG KONG |
| 1/13/2015 | ECONOTRANS ECUADOR | 663,297.31 | REGAL PROSPER TRADING LIMITED | HSBC | HONG KONG |
| 1/13/2015 | ECONOTRANS ECUADOR | 96,325.23 | NECTALI MARTINEZ HERNANDEZ | JPMORGAN CHASE | NEW YORK |
| 1/14/2015 | AUDIOLEC | 1,485,230.69 | REGAL PROSPER TRADING LIMITED | HSBC | HONG KONG |
| 1/14/2015 | CONSTRINDEC S.A. | 1,375,240.23 | REGAL PROSPER TRADING LIMITED | HSBC | HONG KONG |
| 1/14/2015 | AUDIOLEC | 1,485,230.22 | JOSE MARIANO CASTILLO | WELLS FARGO | LOS ANGELES |
| 1/16/2015 | COSMICA | 1,056,780.56 | FRATELLI INVESTMENTS LIMITED | MASHREBANK PSC | DUBAI |
| 1/20/2015 | INDISIR | 298,223.15 | NO BENEFICIARY | HSBC | HONG KONG |
| 1/20/2015 | RASLOGEC | 95,731.18 | JGM ASIA TELECOM | HANG SENG BANK | HONG KONG |
| 1/21/2015 | AUFOLINE | 1,968,230.25 | JIUSHUN GROUP CO. | HSBC | HONG KONG |
| TOTAL | | 12,172,762.41 | | | |

All fraud alerts were denounced and reported to Wells Fargo representatives in Ecuador, Lorena Castillo and Susana Cires; among other fraudulent transfers as follows:

- Transfer of USD 1,968,230.25 whose ultimate beneficiary was the Jiushun Group in Hong Kong; although such transfer was made at 21:55 of January 21, 2015 and Banco del Austro issued fraud alerts at 22:30 the same day of the fraud, Wells Fargo did not act promptly to withhold funds and comply with its subsequent reimbursement to Banco del Austro account in Wells Fargo.

- Transfer of USD 1,486,230.22 processed on January 14, 2015 at 19:06 was credited to the account of a customer at Wells Fargo in the United States. On February 18, 2015 Wells Fargo credits Banco del Austro's account the amount of USD 958,700.27. The client had enough time to use the remaining USD 527,529.95. At the moment we still haven't received information from Wells Fargo regarding the procedure to be followed in order for Banco del Austro to receive this outstanding balance.



BANCO DEL AUSTRO

www.bancodelaustro.com
Matriz Cuenca
Sucre y Borrero esq.
Telf.: (593 7) 2842511
Télex: 048560
Fax: (593 7) 2831067
Casilla 01.01.0167
Cable BANAUS

- Additionally there were two other wire transfers sent to Dubai for the amount USD 1,056,780.56 in January 16, 2015, and to Hong Kong for the amount of USD 298,223.15 in January 20, 2015. These unauthorized transactions could not be completed since they were not correctly processed.

Each and every one of the unauthorized wire transfers were performed outside normal operating hours of Banco del Austro, it included transactions of significant amounts which undoubtedly should have triggered an alert at Wells Fargo in their control and verification of the transactions that were being processed.

It is important to mention that on the same day of January 21, 2015 an unauthorized wire transfer was made from the account that Banco del Austro maintains at Citibank, in identical circumstances, the prompt response and controls of Citibank resulted on the immediate refund of the funds to our account.

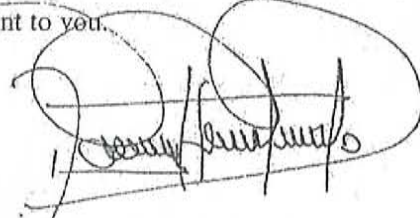
As it is clearly shown, Wells Fargo procedures after the fraud alerts were sent by Banco del Austro, in this and other unauthorized wire transfers, where not acted with appropriate and immediate diligence.

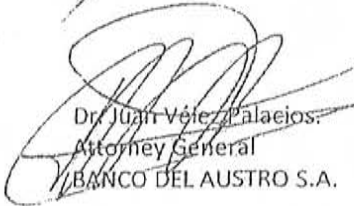
For the foregoing, knowing of the economic damage and reputational risk caused to Banco del Austro, we request the immediate return of the amounts that were improperly transferred from the Banco del Austro account at Wells Fargo, which are detailed in this document and which it was alerted to you in a timely and appropriate manner.

All the information related to this fraud has been sent to you.

Sincerely,


Ing. Guillermo Talbot Dueñas
General Manager
BANCO DEL AUSTRO S.A.


Ing. Danny Hurtado Parreño
Treasure and Financial Manager
BANCO DEL AUSTRO S.A.


Dr. Juan Vélez Palacios
Attorney General
BANCO DEL AUSTRO S.A.

+ ágil + seguro